



**Eric Gonzalez**  
District Attorney

**DISTRICT ATTORNEY  
KINGS COUNTY**

350 JAY STREET  
BROOKLYN, NY 11201-2908  
(718) 250-2000  
WWW.BROOKLYNDA.ORG

**Chelsea Toder**  
Assistant District Attorney

December 29, 2020

Re:



In connection with the above-named case, the People voluntarily provide the following information regarding:

**MOS NAME: FABIAN MODESTO**

**MOS TAX: 950897**

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

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**Disclosure # 1:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 05/14/2018, AGAINST MOS MODESTO:  
ALLEGATION(S):

1. MEMOBOOK INCOMPLETE/IMPROPER

ACTION TAKEN: NO ACTION TAKEN.

CLOSED DATE: 06/19/2018

**Disclosure # 2:**

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Naeem Graham	518 753/2018	Kings Co. Sup. Ct.	9-17-18	-	Pending
Curtis Jackson	18-CV-2214	E.D.N.Y.	4-13-18	-	Pending, some claims voluntarily dismissed by Plaintiff

**THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND OR PENDING ALLEGATIONS AGAINST THIS OFFICER:**

**Disclosure # 3:**

CCRB No. 201707730

Report Date: 09/20/2017

Incident Date: 09/19/2017

OTHER MISCONDUCT NOTED:

1. Other Misconduct Noted - Failure to prepare a memo book entry

**Disclosure # 4 (PENDING):**

CCRB No. 201904830

Report Date: 06/04/2019

Incident Date: 05/25/2019

PENDING CCRB ALLEGATIONS:

1. Force - Gun Pointed
2. Force - Gun Pointed
3. Force - Physical force
4. Abuse - Refusal to provide name
5. Abuse - Refusal to provide shield number
6. Abuse - Threat of force (verbal or physical)
7. Discourtesy - Word
8. Discourtesy - Word

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